

A NEW CIRCULAR HE'S ONLY A CHILD

HE'S ONLY A CHILD
—
And Charged With
Manslaughter.
—
A Strange and Sad Case at
Kingsburg.
Little Bert Church, Examined for

Killing a Still Younger Playmate.

The other day in San Francisco a 10-year-old boy was arrested for stealing but there is a more remarkable case than that at Kingsburg. There a 13-year-old boy is charged with manslaughter. His preliminary examination has been held, and the Justice before whom it was heard—Justice Walton—took the case under advisement whether or not to hold the youngster to answer before the superior court on the grave charge of life-taking.

The youthful prisoner is Bert Churchill, son of Constable Churchill. His alleged victim is Lawrence Murphy, who was 7 years of age. John Murphy is the father of the dead boy and he swears to the complaint against Master Churchill. There is a very bitter feeling between the families because of the very unfortunate affair, and Mr. Murphy is determined to prosecute young Churchill regardless of his tender years.

The facts in the alleged manslaughter case are about these: On November 29th last the Church boy, Murphy youth and several other lads were at play in the school yard. They were playing horse, and Murphy, who was playing mustang, kicked back, hitting Church in the shin. The latter fell upon his head as it is alleged occurred.

There were four doctors attending him—Drs. Love and Wagner of Solon and Drs. Gilbreath and Phillips of Bellevue. They were all called as witnesses at the preliminary examination and their testimony was, of course, the most important aspect of the case. The question was whether or not death resulted from the kick. Drs. Love and Wagner and Phillips practiced medicine in the area where the case occurred and agreed that death resulted from an undiagnosed heart ailment. The doctors agreed that the kick had not been kicked, but that the heart had been diseased. The doctors would not answer positively that the kick was the direct cause of the death. Dr. Gilbreath was called as a witness at the trial and gave the following testimony:

There was also some discrepancy in the testimony as to the kind of car the boys who were present testified that they had not seen Charles Murphy, although others swore positively that he had.

The hearing of the charge of inciting a riot at the Young Church came up on the 9th instant.

(W. A. Fitzgerald.)

BASE BALL SUNDAY.

Between Berendes and Engle.

No. 2's at Athletic Park.

Everything is in readiness for the baseball game next Sunday at Athletic Park between Engle No. 2's and Berendes all right. It is to be a hard practicing hard since their last game and from all accounts should put up a red-hot game. The engine boys have practiced game yesterday and all are in fine shape for the game Sunday.

Swartz killed the bat and Carle's second should strengthen the team considerably. Maul is getting his night left in fine shape, and if he keeps improving the way he has been he will

valley. The Berrendas will arrive in town on the 10:40 train Sunday morning on the Valley road and a large delegation from Madera will accompany the boys to root for them.

The same teams will play again at Madera on May 1st, which will mark the series of three games agreed to be played, of which Berenda has won one but the No. 2's think they can win the remaining two. The game Sunday will be called at 2:30 sharp.

GUS PAISLEY

Highest cash price for turkeys
Alexander & Son's, Blackie's oddities

DeWitt's Witch Hazel Salve has the largest sale of any Salve in the world. This fact and its merit has led dishonest people to attempt to counterfeit. Look out for the man who attempts to deceive you when you call for DeWitt's Witch Hazel Salve. The price is 25c. Dr. C. Padlock, Druggist, 1162 I Street.

More than twenty million free samples of DeWitt's Witch Hazel Salve have been distributed by the manufacturers. What better proof of its confidence in its merits do you want? It cures piles, burns, scalds, sores in the shortest space of time. Dr. C. Padlock, druggist, 1162 I Street.

Notice Ordering Election.

In the Board of Supervisors of Fresno County, California.

That the matter of the petition of A. T. WILKINSON, et al., for the formation of a sanitary district

WHEREAS, A. T. WILKINSON, et al., have filed a petition, signed by more than two hundred residents and landholders within the said matter described as "Goodwin's, private property," for an election to form a sanitary district to be known as the Del Rey Sanitary District, and being in Fresno County, California, and being in Fresno County, California;

Beginning at the northeast corner of section 84, township 14 south, range 22 east, of the 1st Meridian, and thence north 3 miles, thence north 3 miles, thence north 3 miles to the place of beginning.

Now, therefore, the board finding that

by more than twenty-five pounds and was found to be in violation of the law. The defendant was found guilty of the same offense and was sentenced to the state prison for a term of five years. The defendant was found guilty of the same offense and was sentenced to the state prison for a term of five years. The defendant was found guilty of the same offense and was sentenced to the state prison for a term of five years.

TERRIBLY IN EARNEST

An Army Corps Will
be Sent.

Filipinos to be Taught a
Lesson.

The 12,000 Volunteers Now There
to be Permanently Replaced
by Regulars.

(By Associated Press.)
NEW YORK, April 26.—A dispatch to the Tribune from Washington says: Fourteen thousand regulars are to be sent to reinforce General Otis at Manila in his post as the necessary marine transportation can be provided. The first regiment to be ordered will probably be the Seventh artillery of which the two light batteries C and M have been ordered home from Porto Rico for the purpose. They will be sent at once to San Francisco to await an available transport steamer.

The thirteen heavy batteries of the regiment will be equipped as infantry according to present plans, although one of them may be used as light artillery.

The headquarters of the regiment are now at Fort Slocum, N.Y.; two are at Fort Adams, R.I., and one each at Fort Randolph, Maine; Fort Preble, Maine; Gravelly Cliff, Alaska; Fort Schuyler, N.Y., and Washington Barracks.

The garrisons, like most of the other posts of the army in the United States, will be left in charge of detachments.

It is not expected that the bulk of the large body of reinforcements can reach Manila until the end of the rainy season, which has just begun, but they will closely follow the departure of the regular troops already ordered and the regular troops already ordered and the regular troops already ordered.

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influence their friends in favor of the policy of the United States.

A scouting party of the Minnesota regiment between Manila and Bataan met a superior Filipino force this morning. The Americans repulsed the enemy's attack.

One soldier of the Minnesota regiment was wounded. A body of about 100 rebels tried to break through the lines of Price's battalion of the Fourth line of the Pacific river last night, but they were repulsed without any loss on the American side.

ENTITLED TO HONORS.

Men Who Exhibited Rare Bravery in the Spanish War.

(By Associated Press.)
WASHINGTON, April 26.—The board of brevets and medals, consisting of Generals Theodore Schwan and H. V. Boynton and Lieutenant Colonel Carter, yesterday reported the names of the men to whom medals of honor were granted for extraordinary services and bravery during the Spanish war. They are as follows:

Heroes, John W., captain third cavalry, who, at the mouth of the Manzanillo river, Cuba, July 21, 1895, after two men had been shot down by Spaniards while transmitting orders to the engine room of the Monitor, the ship being disabled, took the position held by them and personally transmitted orders, remaining at his post until the ship was out of danger.

Webster, Ira C., second lieutenant, Ninth infantry, who left his shelter and under fire went to the aid of a private of his company who was wounded at San Juan.

Hardway, Benjamin F., first lieutenant, Seventeenth infantry; Robert S., second lieutenant, Seventh infantry; Brooks, Oscar, private company C, Seventeenth infantry; Burgess, George, private company C, Seventeenth infantry; Graves, Thomas, private company C, Seventeenth infantry; Wagoner, Dr. corporal company C, Seventeenth infantry, all for distinguished gallantry in front of lines at the battle of El Caney, Cuba, July 1, 1895.

Cummings, Andrew J., out of service, formerly sergeant company F, Tenth infantry; Carter, Charles P., private company F, Tenth infantry; Keller, William, private company F, Tenth infantry; Nash, James J., private company F, Tenth infantry; Poland, Alfred, sergeant company F, Tenth infantry; Fournier, Frank O., private company H, Tenth infantry; Nease, George, private company H, Tenth infantry; Doherty, Thomas, corporal company H, Tenth infantry; Kelly, Thomas A., company K, Twenty-first infantry; Daxman, John F., private company H, Twenty-first infantry; Philbrick, Henry, musician, company H, Twenty-first.

The board also awarded 189 certificates of merit. These certificates are for bravery in line of duty and under fire.

They will be signed by the President and secretary of war and the holders are entitled to \$5 per month extra pay as long as they remain in the service.

LABOR UNIONS.

Drastic Measures to Prevent
Strikes.

A Legal Proceeding Which May
Eventually Affect the En-
tire Country.

(By Associated Press.)
CHICAGO, April 26.—The legal right of labor unions to order strikes for the purpose of enforcing their demands is called in question by a bill filed in the superior court. The complaint is the Ornamental Iron Contracting firm of Winslow Brothers Company, who have a contract to supply the ornamental iron work on the Lakeside building, where there is a general strike. The building trades council, the architectural iron workers union and Levi Z. Letter are made defendants. The bill seeks to enjoin Mr. Letter from cancelling his contract with the complainant on account of the delay due to the strike and also prays that the defendant labor organizations be enjoined from preventing the men from working and punishing by fines or otherwise the men who choose to work.

The complainant further desires protection by injunction for the non-union men and freedom for them from threats, arguments and forces used by the unions to prevent their working.

The architectural iron workers' strike was due to the refusal of the defendant to sign the new scale of thirty-five cents an hour. Other men were secured before the building trades council called a general strike in aid of the iron workers. The bill alleges that since then intimidation has been used against men who desire to work and that police protection has been necessary to disperse the strikers. It is said the filing of the bill will precipitate a bitter legal fight as the complainant is determined to get a final ruling on the power of labor organizations to put a stop to business.

Ted Sloan Criticized.

(By Associated Press.)
NEW YORK, April 26.—A dispatch to the World from London says: The feeling is growing among English racing men that Ted Sloan's method of riding will result in some nasty accident before the season is far advanced, as he is unable to steady his mounts. Sloan's health continues indifferent and his physical weakness is apparent.

Australian Hurricane.

(By Associated Press.)
VANCOUVER, B. C., April 26.—Advices from Australia give full particulars of the terrible hurricane which swept the coast of British Columbia about March 15, and in which four hundred white and about 400 colored men were drowned. Eighty luggers and six schooners were wrecked. The damage is estimated at \$250,000.

Rocky Weighing Tons Tossed
Around Like Pebbles.

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Rev. Edward Eccleston left last night for a visit to San Francisco.

Parker's Hair Balm.

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MISS HORLOCKER'S CASE.

Arsenic in Large Quantities
Found in the Candy.

(By Associated Press.)
HASTINGS, Neb., April 25.—Sheriff Shumaker will arrive here with Viola Horlocker, the alleged poisoner, either today or Friday. He arrived at Sheldahl, Iowa, late today and at the date of his return here depends upon whether Miss Horlocker will accompany him without requisition papers. The young woman has been under strict surveillance since her attempt to poison herself, in order to prevent a recurrence of the attempt. The sheriff and County Attorney are questioning over the matter and some sensational revelations are being made. The chemist at the state university has analyzed the poisoned candy and has found it contained arsenic in considerable quantities.

Weather Conditions.

SAN FRANCISCO, April 26.—Weather conditions and general forecast.

The weather is generally cloudy over Washington and Oregon and clear over the remaining districts. Light rain has fallen in western Washington.

The pressure is falling in the interior and rising along the Washington coast. The temperature has risen west of the Rocky Mountains, slightly. The great fire was over the Plateau region and in the San Joaquin valley, amounting to from 12 to 15 degrees. The highest temperature in the Sacramento valley, approximately 35 degrees and in the San Joaquin valley 29 degrees.

Conditions are favorable for fair and comfortable warm weather Friday.

Forecast made at San Francisco for thirty hours ending midnight, April 26:

Northern California—Fair Friday; continued warm weather in the interior; light variable winds.

Southern California—Fair Friday; continued warm; light west wind.

A Cousin's Fatal Jealousy.

(By Associated Press.)
MISSOURI CITY, April 26.—Miss Della Clark, who was shot by her cousin, Ernest Cleveland, on the night of December 31st, is dead of her wounds. Ernest Cleveland is in jail at Liberty, having been returned there Monday from Vibbard, Mo., where he was captured after having escaped a jail at Vibbard. There is strong talk of lynching and the authorities at Liberty have been notified to be vigilant. Cleveland also shot and killed George Allen, who accompanied Miss Cleveland to church. Cleveland was an enemy of his cousin and jealous of Allen.

Accepted a Call.

(By Associated Press.)
VIRALIA, April 26.—Rev. William Hart, pastor of St. Paul's Episcopal church of this city, has been tendered the rectorate of St. Charles Parish, New Orleans. He will leave for his new charge about May 1st.

Hunting for Trouble.

(By Associated Press.)
STOCKTON, April 26.—Mrs. Parker, residing near Linden, complains to the District Attorney that she is in fear of Leroy Cottle, a neighbor of hers, who she declared, had on one occasion shot at her and her husband. That was some time ago, but according to her statement Cottle had frequently come to the Parker place since then, armed with a shotgun and apparently hunting for trouble. The matter is being investigated by the officers.

The Missouri in Flood.

(By Associated Press.)
OMAHA, Neb., April 26.—The upper Missouri is on a tear and the people along the bottoms are hustling to escape from the floods. The low lands at Fort Pierre are completely covered with water and the people are padding about in boats. The river has backed up and washed out half a mile of the track twenty miles east of Pierre. No through trains are running and passengers and mails are being transferred. It is expected that the streams will rise at least a foot tonight. Reports from Bismarck say the river is falling. The river is still within the banks at Pierre.

Beer to be Inspected.

(By Associated Press.)
JEFFERSON CITY, Mo., April 26.—The Missouri house today passed the senate bill levying an inspection tax of one cent per gallon and two cents for each package of beer sold in the state.

Mumps and Measles.

(By Associated Press.)
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Cardinal Klements Dying.

(By Associated Press.)
COLOGNE, April 26.—Cardinal Philip Klements, Archbishop of Cologne, is dying. He was born in Germany during the year 1819 and was created a cardinal in 1892.

The Iowa's Captain Weds.

(By Associated Press.)
PASADENA, April 26.—Captain Frederick C. Brown of the United States Steamer Iowa was married here today to Miss Emily Eaton, of Middlebrook, N.Y. The bride was escorted by Mr. and Mrs. Brown left tonight for San Francisco.

Winery Burned.

Destructive Fire Near San Jose.

(By Associated Press.)
SAN JOSE, April 26.—An early hour this morning the large fruit warehouse, leased and occupied by Castle Brothers, and the Elzevir winery adjoining, both on San Carlos street, near the narrow gauge railway and a number of small buildings, were destroyed by fire, the total loss being all the way from \$100,000 to \$125,000. The fire started in the cooper shop of the winery, which had not been used for some time, and had made strong headway before it was discovered. The buildings being outside the city limits, the lack of facilities to fight the flames could lead to but one result—the total destruction of the property menaced.

The fire quickly spread to the residence of Ed Brown, who had charge of the winery, and then on to the extensive and valuable warehouse of Castle Brothers, the warehouse office and residence and the small buildings in the neighborhood. Next to the cooper shop was a railway switch line on which a number of cars were standing. All but three box cars were saved. These had to be sacrificed on account of the intense heat. Before an hour had passed the flames had jumped the track and attacked the winery which, like the warehouse, was of brick. Inside was stored a large amount of wine in barrels and casks and these burst with terrific explosions. The distillery back of the winery soon suffered the fate of the other buildings and when daylight came there was nothing standing but blackened walls. Across the track from the warehouse was the building of the Great Western Car Works. These were saved by the prompt action of garden hose and buckets, over 50 men being pressed into service. No cause for the fire is known, though there are many theories.

The exact amount of the losses will not be known for several days. The warehouse together with the office and residence was owned by I. G. Knowles, who carried no insurance; loss about \$120,000. Castle Brothers' insurance on their stock of dried prunes estimated at 100 tons was placed in San Francisco. Amount of policy not known. H. H. Kerner owned the wine in the winery, 20,000 gallons, and had it insured for \$14,500, about half its value. The machinery, etc., owned by Elzevir was insured for \$5000. On the 16th of this month a policy for \$50,000 on the winery was written by a local firm of insurance agents. P. Reese of San Francisco, who holds a \$20,000 mortgage on the winery, holds an insurance policy for \$5000.

The National Exchequer.

(By Associated Press.)
WASHINGTON, April 26.—Today's statement of the condition of the treasury shows: Available cash balance \$281,829,084, gold reserve \$242,247,370.

JUDICIAL REFORMS.

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SOLDIERS OF THE CROSS

Meeting of the Grand
Commandery.

Knight-Templars Capture
the Capital.

Patriotic Feelings Find Full Ex-
pression at a Banquet—Im-
pressive Ceremonies.

(By Associated Press.)
SACRAMENTO, April 26.—The grand commandery met at 10 o'clock this morning for its forty-first annual session, grand commander Robert M. Powers, presiding. The grand officers were all present with past commanders Frederick F. Baras, William A. Davies, A. A. Redington, W. M. Peirce, Samuel G. Wegener, J. H. Neff, E. S. Lippert and T. H. Ward.

Committees were appointed on credentials, returns, pay of delegates, etc. An address of welcome was delivered by Sir E. W. Hale of Sacramento commandery No. 2. Nevada commandery was allowed to present its thanks, in the shape of a handsomely engrossed resolution to its past commander, J. H. Neff, for his presentation of a set of national colors. Sir Knight Neff responded feelingly. The grand commander delivered his annual address, which was referred to the committee on reports of grand officers.

Various reports were received and laid over for future consideration, also amendments to the constitution and by-laws. It was decided to hold the election for grand officers tomorrow.

At noon a recess was taken until evening, and at 2 o'clock the parade of commanderies took place. There were fifteen commanderies represented, as follows:

Sacramento commandery No. 2, four companies, composing the First battalion.

Pacific commandery No. 3; El Dorado No. 4; Oroville No. 5; Nevada No. 6; Marysville No. 7, four companies, composing the Second battalion.

Stockton commandery No. 8; Los Angeles commandery No. 9, Chico No. 10; Lassen No. 11; Red Bluff No. 11; Woodland No. 12; Colusa No. 14; Visalia No. 16; Fresno No. 20; Shasta No. 22, four companies comprising the Third battalion.

The line was headed by Chief Dwyer and a platoon of police, followed by the right eminent grand commander and the latter's staff. Then followed, in order, the grand captain general and his chief of staff, bugler and orderly; Second infantry band; First battalion, Sir T. B. Reid, battalion commander; Militant band; Second battalion, Sir T. B. Hall, battalion commander; Placer-Ville band; Third battalion, J. W. Guthrie commander.

Thousands of people lined the streets to witness the parade. The commanderies were reviewed on L street opposite Capitol Park, and were then dismissed.

Tonight the grand commandery conferred the Templar degree on a number of candidates, and afterward marched to Turner Hall, where preparations had been made for the banquet.

The visitors were received at the door by Sir E. T. Pike and Toastmaster Sir E. C. Atkinson.

When all were seated, Sir Knight Atkinson delivered a brief address of welcome, and concluded by announcing the first toast, "The Grand Encampment and the Grand Master of the Knight Templars of the United States." Response by Grand Master Reuben H. Lloyd.

The other toasts were:

"Grand Commandery," response by Grand Commander Sir Robert M. Powers.

"Order of Christian Knighthood," response by Commander John F. Merrill.

"The Department Conclave," response by Grand Chaplain, General Joe B. McKee.

"Dignity in the Saddle," response by Chief of Staff, Sir Taylor Weinstein.

"Templar Masonry," response by Sir James A. Tashay.

"Our Host, Sacramento Commandery No. 2," response by Eminent Commander Sir E. W. Hale.

"When 'The People of Our Country' was given in Sir J. C. Campbell, of Golden Gate commandery, a cornet in the gallery played the first strain of the "Star Spangled Banner," and then the orchestra took it up. The audience and the speaker were thoroughly enthused, and Sir Knight Campbell made a thrilling response. All then sang "America" and the banquet closed.

On the program for tomorrow, held up the program for tomorrow, including a reception at the city museum, exhibition by the ladies drill corps, etc.

Sons of the American Revolution
Soon to Meet.

(By Associated Press.)
DETROIT, April 26.—Arrangements for the Ninth annual congress of the Sons of the American Revolution are rapidly nearing completion. The thirty-day session opens Sunday, April 30th, with a religious service. Monday and Tuesday will be devoted to business sessions. The crowning event of the gathering will be a banquet on Tuesday evening. Among those who have definitely promised to be present and respond to toasts are Secretary General Joseph Wheeler, General Horatio C. King, Hon. John D. Wright, Franklin Murphy and Senator Chauncey M. Depew. Rear Admiral Schley and Captain Robley D. Evans have sent word that they will be present if possible. A special car will leave New York April 25th with the New York and New Jersey and Connecticut delegates.

Footpads in Visalia.

(By Associated Press.)
VISALIA, April 26.—J. W. Mingo, a wealthy citizen of this county and owner of many acres of fruit, was held up by footpads on Friday night for miles from Visalia. In the encounter one of Mr. Mingo's ribs were fractured and his forehead badly cut. He lay by the roadside all night.

Parker's Hair Balm.

(By Associated Press.)
NEW YORK, April 26.—A dispatch to the Tribune from Havana says that public opinion in Havana does not support the Spanish and Spanish-speaking lawyers who have organized to defend the exiles and retard the legal reforms now in contemplation by the military administration, is demonstrated by the appearance in La Jucha today of vigorous editorials advocating radical changes in the existing legal system.

They are prevalent in Fresno just now.

Mumps and measles are prevalent in Fresno just now. Quite a number of people are down with the mumps, while the measles also has a share of victims. Yesterday James B. Johnson, a Chinaman, was taken down with measles and had to go home. He swore in George O. Duncan as his deputy, and Mr. Duncan is now attending to the affairs of the office. Dave Cosgrave has had a sleep of the measles, but is recovering and will soon be in a position to dispense justice and dole out dollars.

Shot His Partner.

(By Associated Press.)
NEW YORK, April 26.—In trying to shoot a policeman early today a burglar shot his partner in the neck, inflicting a wound that is likely to prove fatal. The wounded man is Charles Brown, 24 years of age, who lives with his parents, respectable people, in a tenement near the store which he and the other burglar were trying to rob when he was shot by a policeman. The man who did the shooting escaped and Thom professes not to know who he is.

Killed His Child.

(By Associated Press.)
CHICAGO, April 26.—After killing his 5

COGHAN'S BAD BREAK

The Raleigh's Captain
May Be Relieved.

Recited a Song That Riled
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(By Associated Press.)
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The song recited by Captain Coghlan
was as follows:

HOCH, DER KAISER.
Under Gott on high, all things
summand.
Ve two-oh, don't you understand!
Myself—and Gott.

Vile some men sing der power divine,
Mein soldiers sing "Der Wacht am
Rhein."
And drink der health in a Rheinisch
wine
Of me—and Gott.

Der's France, she swaggers all
around.
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To much we think she don't amount;
Myself—and Gott.

She will not dare to fight again;
But if she should, I'll show her plain,
Elsass (Ich vas, in French Lorraine),
Are mein—and Gott.

Der's Grandma dinks she's nict small
beer,
Midt Boers and such she'd interfere;
She'll learn none owns dis hemisphere
But me—and Gott.

In dinner of peace, beware for wars.
I hear the spear and helm of Mars,
Und care not for don dousand Czars.
Myself—and Gott.

In fact, I humor dry whim,
With aspect dark and usage grim;
Gott bless mit me and I mit him.
Myself—and Gott.

As a matter of fact, this skit on
the Kaiser's personality was
first published in the European edition
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between the United States and a foreign
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LONDON, April 26.—The morning
papers unanimously denounce the
utterances of Captain Coghlan of the
United States cruiser Raleigh regard-
ing the relations between Admiral
Dewey and the German commander at
Manila as "indiscreet" and "viola-
tions of good manners." Most of them
express the opinion that Germany will
treat the incident with "dignified sil-
ence."
The Standard says: "While Agui-
naldo defies the United States it is not
for an individual American to offer in-
sult to other nationalities."
The Daily News says: "The Daily Mail,
nevertheless, is not so sure of the
statement as the true version of Ger-
many's attitude at that time."
The Times says: "The promptitude
and severity of the rebuke adminis-
tered to Coghlan and the approval it
meets from public opinion, are re-
markable signs of the change
wrought in America by the events of
the past year. There have been times,
even recently, when it is more than
doubtful if such an offense would have
been thus punished."
War and the wide responsibilities it
has entailed upon the United States
has raised the nation to a truer concep-
tion of the dignity of the country. This
example of dignified self-respect should
be a lesson to the Chauvinist press of
the continental monarchy which more
particularly poses as a stickler for dip-
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TAKEN BY SURPRISE

Murderer Moore Neat-
ly Caught.

Sheriff Veale Has the Right
Man.

(By Associated Press.)
MAINTENANCE, April 26.—After a
search by almost every peace officer in
the state for the past two weeks, Ed
Moore, the murderer of police officer
Kilroy of Nevada City, has been
brought to justice by Sheriff R. B. Veale
of Contra Costa county.

The capture was made single handed
and the \$1000 reward offered for the
capture of the murderer will undoubtedly
go to the sheriff. Moore is locked
up in a steel tank at the jail and all
guard will be kept over him all night,
as it is known that he would resort to
any measure to effect his escape.

Last night Moore came to the farm
house of James Kennedy at McAvoy
about six miles above here and asked
permission to sleep under a tree. He
was asked why he did not sleep in the
railroad station and replied that he
feared the officers would arrest him for
a job. He was then told to sleep in
the barn. When Moore appeared he
had a roll of blankets on his shoulder
and a shotgun in his hand. After he
had gone to the barn a neighbor
called the officers to the house and the
stranger was the murderer.

This morning Moore got up, looked
out of the barn, threw his blanket
over his shoulder, picked up his shotgun,
cocked the trigger, slipped out of the
barn and looked all around. Then he
started off at a brisk gallop. Kennedy
immediately drove to Black Diamond,
a town six miles distant and telephoned
to Sheriff Veale, telling of his suspi-
cions. Veale took the 10:40 train train
for Stockton this morning and with a
friend stationed themselves at the door
of the baggage car. At Bay Point
Henry Bonzani of Martinez got off.
Veale looked up the track and saw the
stranger coming. He got off and went
inside of the small station. He called
to Bonzani to come back and the two
got inside and watched the advance of
Moore through a knot hole.

Veale had a rifle in his hand and
when Moore got within 40 yards of him
stepped out, leveled the rifle at Moore
and told him to throw up his hands. At
first Moore did not do so, as he was
taken completely by surprise, but when
the officer shouted, "Up with your
hands or I will shoot," he was an officer
of the law," Moore dropped his blanket
and gun and obeyed. While Veale
searched him and took a Smith & Wesson
revolver from him.

The murderer was made to pick
up his blankets, and at the point of the
rifle, was marched to town on the rail-
road track, a distance of four miles.

In Moore's blankets was discovered
a Colt's revolver of the old pattern, the
property of the dead police officer.
Sheriff Getchell of Nevada City was
telephoned to watch the first question
he asked was "Did he have a gold
watch with the initials 'I.M.' on the
case and a Colt's revolver with him?"

Veale answered affirmatively, and
Getchell told him that he had the right
man. Tomorrow morning Getchell
will arrive and take Moore back to Ne-
vada City. This evening Moore sent
a message to E. H. Moore, 688 Clare-
mont avenue, Oakland. He stated that
the person addressed was a relative of
his and he was on his way to see him
when arrested.

There can be no doubt as to the iden-
tification of the man. He was taken to
the county jail and the articles in his
possession prove he is the much-wanted
murderer.

IS IT BURNS?

Governor Gage Refuses to
Talk.

But Said in San Francisco That
He Would Appoint
Burns.

(By Associated Press.)
LOS ANGELES, April 26.—Governor
Gage was seen at his ranch today and
he absolutely refused to discuss matters
of an official nature. The governor
refused to affirm or deny the report
that he had appointed Colonel Daniel
M. Burns senator and stated upon be-
ing pressed for an answer to a direct
question regarding the alleged appoint-
ment, that he had made an ironical
resolution to refrain from discussing
affairs of state while at home.

From a private, but reliable source
it was learned that Governor Gage
while crossing the ferry from San Fran-
cisco purposely mentioned the name
of a well-known political
figure employed on a San Francisco
morning journal, that he would emulate
the example of Governor Stone of
Pennsylvania, and appoint Burns sen-
ator.

The remark, it is stated, was made
for the purpose of causing newspaper
comment in order that the governor
might get an idea how such an appoint-
ment would be received. In other words
"He wanted to try it on the dog."

A TARPEIAN ROCK.

The Grim Philosophy of a Chi-
cago Physician.

(By Associated Press.)
CHICAGO, April 26.—Dr. Daniel L.
Brewer, one of the most prominent
physicians in the city, in a lecture
advocated the establishment of a Tarpeian rock
in Chicago, unless the city secures a new
code of criminal law. He said:

"The percentage of criminals has in-
creased so rapidly in the United States,
that we now have one habitual or he-
reditary criminal in every thousand
people. Criminals, also, propagate
their race and multiply unrestrained,
unless we change our laws, will con-
tinue to increase at the same ratio they
have in the past, until it is appalling to
contemplate the result."

If Chicago does not soon have a new
code of criminal law, it would be wiser
to have a Tarpeian rock like the Ro-

mans did, from which malefactors and
degenerates might be thrown to death.
We should have laws controlling mar-
riage, so that degeneracy may be
checked by preventing the union of
criminal, diseased or lunatic couples.

DRANK LAUDANUM.

The Marital Woes of a Hand-
some Brunette.

SEATTLE, April 26.—The identity of
a handsome brunette, who attempted
suicide here by drinking a whisky glass
full of laudanum because J. S. Walker,
said to be a nephew of Cornelius Hiss,
deserted her for his own wife, has been
discovered. She is Mrs. Max Charles
of Chicago. She came here from San
Francisco about a year ago in search
of her husband. She has been living
several months in the Burke block.
She told people in the house that she
was married to Walker by the Rev.
John F. Damon. After she attempted
suicide she gave her name as Jennie
Jennifer.

Unless she told a lie when she first
came to Seattle, her real name is
Charles. She advertised in the news-
papers for her husband. Her story was
that she married him in Chicago. She
had considerable money, it is said, and
when Mr. Charles was shot down, of it
he disappeared. He is represented as a
finely educated man and a great lin-
guist. She said she traced him to San
Francisco and finally found that he had
stayed at the Palace hotel. From that
point she learned nothing except that
he had passed through the Klondike.
She came to Seattle and applied
to the police. Nothing was dis-
covered to help her and she dropped
out of sight until she appeared repre-
senting herself as Walker's wife.

Fixing the Responsibility.

(By Associated Press.)
LONDON, April 26.—The Berlin cor-
respondent of the Times, giving the
text of the proclamation issued Janu-
ary 26 by Herr Rose, German consul
at Manila, says: "This most unjustifi-
able document shows that not only Herr
Rose and Dr. Johannes Jaffel (German
President of the Municipality of Manila),
but the provisional government also
were responsible for the illegal exclu-
sion of Mr. Chambers from the office of
Chief Justice."

The National Exchequer.

(By Associated Press.)
WASHINGTON, April 26.—Today's
statement of the condition of the treas-
ury shows: Available cash balance
\$24,187,062. Gold reserve \$242,581,051.

IN COURT NOW.

Chinese Will Try the
Law.

Wholesale Arrests Have
Been Made.

Hop Lee and His Accuser Lodged
in Jail at the Same
Time.

The rival towns in Chinatown have
evidently given up the hope of conquer-
ing each other with knives and pistols
and have transferred the scene of bat-
tle to the courts. The legal fight will
not be a bloody one, but it will be char-
acterized by all the bitterness of the
hinder warfare and may lead to an
outbreak of hostilities. From
what has already taken place it is evi-
dent that the Mongolians will try to
outswear each other and rank perjury
may be expected from both sides.

The first move was made yesterday
when complaints were formally lodged
against all the Chinamen who have
been arrested since the shooting here in
Chinatown last Wednesday night. With
the exception of Ung Ah Yung, who is
now at the hospital, all the Celestials
against whom complaints have been
made, occupy cells at the county jail
pending their preliminary examina-
tions. A complete list of the prisoners,
revealed to date, is as follows:

Murder—Hop Lee, Ung Yung, Lun
Fong, Leong Yung, Jue, Choy Tai,
Hop Woe, Wong Duck and Ching Tai.
Assault to murder—Tung Woy, Goo
Pung, Ah Sen, Jeng Sing and Low
Fong.

Hop Lee, the laundryman, was ar-
rested on the night of the shooting, but
secured his release next day on \$500
bail. His charges had been pre-
ferred against him until yesterday,
when Leong Yung swore out a warrant
for his arrest. Hop was found at his
laundry in Chinatown and took his
arrest good naturedly. Before going to
the lockup he procured a supply of
Chinese delicacies, including a paper
bag filled with pickles and cigarettes,
which he gave to the other Chinamen.
He also treated the deputy sheriffs to
cigars.

Leong Yung, who swore to the com-
plaint against Hop Lee, was himself
destined to experience the joys of pris-
on life and was apprehended, under the
same circumstances, when he was
expected. When he entered Justice
St. John's court room to make the
complaint the Justice told him to return
in half an hour and the document would
be drawn up ready for his signature.
When Yung returned Deputy Sheriff
Johnson was present with a warrant
for his arrest. He was taken to the
lockup and charged with murder.
Leong claims that Tai was in Fresno
on the night of the shooting, but skip-
ped out and came back Saturday after
the excitement has subsided. Tai is well
known in Fresno and has acted as in-
terpreter in Justice St. John's court. It
was reported on the streets yesterday
that he had come to Fresno as the rep-
resentative of the Chinese consul in
San Francisco, but there is no truth
in the story. It is thought, however,
that he was looking up the cause of the
war between the local Mongolians and
a view of regarding the matter to the
Six Companies in San Francisco.

Choy Tai and Hop Woe, whom Special
Officer Ragsdale brought back
from Tracy Saturday evening, were ar-
rested in Justice St. John's court yes-
terday afternoon. They were both
committed to jail to await their preli-
minary examinations, without bail.
[Henry Brickley.]

Purcell Defeated.

(By Associated Press.)
ST. LOUIS, April 26.—Jack Moffat of
Chicago won the decision against
Frank Purcell of San Francisco at the
end of the 20th round here tonight.

A GEORGIA LYNCHING

White Men Wild
With Anger.

Sam Hose Burned at the
Stake.

Elijah Strickland and Another
Negro Strung Up While Pro-
testing Their Innocence.

NEWMAN, Ga., April 24.—In the pres-
ence of nearly 2000 people, who sent
shouts of defiance and shouts of joy,
Sam Hose, a negro who committed two
of the basest acts known in the history
of crime, was burned at the stake in

A FIRM TONE IN BUSINESS

War Boom Leaves No Depression.

Iron and Steel Works are Prosperous.

Exports of Breadstuffs, Cotton and Provisions Alone Show a Falling Off.

(By Associated Press.)
NEW YORK, April 27.—The general business situation is one of quiet strength, while in industrial lines activity continues unabated. The universal testimony of damage to winter wheat crop has had surprisingly little effect on the market, owing partly to improved weather conditions strengthening the hopes of a larger area in spring wheat and also to general export reports abroad and in cases with the year ago, encouraging foreign buyers in their neglect of American products. An enlarged demand for this country's manufactured goods, the falling off in the value of agricultural exports.

For the month of March a drop of eighteen millions in exports of breadstuffs, cotton, provisions and live cattle is partly made up by a gain of nearly ten millions in other products, leaving the deficiency as compared with a year ago 7 per cent.

Quotations on iron, steel billets and nearly all the crude forms are firmly held, while for many finished products, such as plates and bars, lower quotations are asked. Mills and higher quotations are asked, and the position on other commodities is generally firm. The cotton goods situation is still a strong one, though the current demand from agents is light. Recent distribution of staple products, however, proved by the favorable weather, following the outbreak of activity in wool, the trade has rather fallen off, but values remain steady. Continued exports of high grades of foreign wool for export is reported. American wools being sought for shipment to England.

Following an advance earlier in the week, due to good foreign demand and smaller than expected crop movement, cotton is a notable feature.

Abroad, quotations of best sugar have been advanced, while the Cuban yield is not expected to be large, and European advances point to no more than half an average crop being grown in Louisiana. Raw sugar is higher on the week, but refined lags behind, though consumption is enormous. The demand for lumber in the southern industry seems to be sharing to the full in the general prosperity. Leather and hides are strong, and boots and shoes hold recent advances.

Wheat, including four shipments for the week aggregated 1,852,432 bushels, against 1,683,412 bushels last week, 3,260,412 bushels in the corresponding week of 1898, 1,674,683 bushels in 1897, 1,246,405 bushels in 1896 and 2,431,634 bushels in 1895. Since July 1st, this season, the exports of wheat aggregated 101,282,173 bushels, against 121,905,635 bushels last year.

NEW YORK, April 27.—R. G. Dun & Co.'s weekly review of trade will say tomorrow:

Nothing appears in the money market to prevent continuance of the heaviest trade ever known in July and August. The payment to Spain is supposed to exchange, which would amount to nothing in any case, as balances due from that country more than cover the present and advance bills against it, and come forward in July and later will come forward in August. Loans on industrial securities are still at higher rates than on railway stocks, but on good commercial paper or railroad stocks money is in ample supply, and at low rates.

Not have stock operations caused any appearance of pressure. The financing of new corporations has passed so far from the trouble than has been feared, though the completing of some organizations is hindered or has failed. The usual time for financial troubles in the spring has passed, and the usual alarm about crops has done its work, and industries are undisturbed by market do not send wheat or cotton anywhere near their former prices.

Wheat receipts have been 7,751,333 bushels, against 5,026,643 last year, in three weeks of April, and the improvement from April 1st is worthy of notice.

Exports have fallen off amounting from both crops to 6,774,774 bushels, from included, in three weeks, against 10,912,122 last year, and the price closes but half a cent higher than last week.

Nothing but industrial depression is left to excite apprehension, but the industries are meeting something very unlike depression.

Men who have held wool stiffly for more than a year are selling freely at bottom prices, admittedly the lowest of the year. Sales at the three chief markets in two weeks have been 23,304,385 pounds, of which 17,935,525 were domestic, against 15,506,100 pounds in 1898. Territory wool, 200,000 pounds sold for export to England, and 1,250,000 pounds sold here fifteen months, fine wool being very high there, while cross bred is low, so that it cannot be imported. With assurance of better prospects for goods, most of the manufacturers for goods, most of the manufacturers for goods, most of the manufacturers for goods.

The demand is not at present very large, and considerable machinery is idle.

Patent for the week have been 184 in the United States, against 204 last year, and 22 in Canada, against 23 last year.

THE FAIR ESTATE.

Mrs. Nettie Craven Files Another Petition for Allowance.

(By Associated Press.)
SAN FRANCISCO, April 27.—Mrs. Nettie Craven-Fair filed a new petition in the superior court today for a family allowance from the estate of the late James G. Fair. The petitioner asks in the application filed some months ago that she be appointed the widow of the deceased. She states that no allowance has been made her of the income of which is \$20,000 a year.

Eastern Base Ball.

(By Associated Press.)
LOUISVILLE, Ky., April 27.—Major's wife was responsible for the Cleveland's only four runs. A good attendance, 1200. Score: Louisville 4, Cleveland 0.

Batteries—Maggie, Phillips and Kitz.

MRS. GEORGE'S TRIAL.

The Defense Has Nearly Concluded Its Case.

(By Associated Press.)
CANTON, April 27.—The defense for Mrs. George today put on the stand a witness who testified that she saw a man in a long black coat, with a cane, wearing a white sailor hat, passing her house, which is one of the routes from the Althouse house to the center of the city, soon after the shooting of Saxton.

This evidence was intended to corroborate the story of the man in black, who was seen approaching the Althouse home by one of the witnesses who testified yesterday.

Newton George, the 17-year-old son of the accused was put on the stand to testify as to the intimate relations he had had with his mother and father. Quite a number of court reporters were introduced in evidence. The closing hour of the day indicated that the defense has nearly concluded its case.

Penitentiary Hospital Burned.

(By Associated Press.)
NEW YORK, April 27.—A fire broke out in the hospital of the penitentiary on Blackwell's Island this afternoon and did damage to the value of about \$20,000. The hospital was located in the southern end of the island, and the southern end of the island was discovered when the flames were allowed to pass out of the hospital. There were twelve men and six women in the hospital at the time, but they were quickly removed from danger. A number of convicts and attendants rushed up into the building and carried the patients down to safety. No one was hurt.

Another Vanderbilt Enterprise.

(By Associated Press.)
CHICAGO, April 27.—The Chronicle says: Negotiations that have been on since last fall for the purchase of the Chicago, Indianapolis and Louisville railroad, popularly known as the Monon line, have been brought to an end, and the property will in a few days change ownership. The system, which runs from Chicago to Indianapolis, Louisville and Chicago, has been bought by a New York syndicate, of which the Vanderbilts are prominent members. Samuel Thomas of New York, the president of the road and the controlling stockholder, has sold his holdings to the syndicate, which will immediately assume control. Just what Mrs. Thomas obtained for his securities cannot be learned.

VERY HARD TIMES

Santiago de Cuba in a Bad Way.

Over 8,000 Persons Out of Employment and All Schools Closed.

(By Associated Press.)
SANTIAGO, April 27.—The special committee appointed by the board of trade to inquire into the municipal tax situation made its report at a public meeting this afternoon at the San Carlos Club. According to the committee, General Brooke's order abolishing licenses and all taxes except 8 per cent on the incomes from land. At present only 7 plantations are operating in the provinces and no houses are being rented in the towns.

The municipal revenues have been reduced from \$25,000 to \$3000 per month in Santiago. Public work and schools must be stopped. Over 8000 persons are out of employment and as soon as the small surplus is exhausted it will be necessary to resume the free distribution of food in order to prevent starvation. Outlawry is sure to follow.

It was also shown that the island was \$15,000,000 a year. Santiago province representing one-third of the area and one-fifth of the population and collecting \$900,000 a month—received of the total only \$90,000 from taxation and moreover, is not allowed to collect additional taxes of a self-imposed nature.

SANTA CRUZ PROSPECTS.

Important Negotiations Progressing With Huntington.

(By Associated Press.)
SAN FRANCISCO, April 27.—The call tomorrow morning will say: J. Philip Smith the Santa Cruz millionaire, is negotiating with C. P. Huntington with a view to transferring to the Huntington-Hellman syndicate all of his valuable properties in the real estate deal as it has been proposed to the Southern Pacific people comprehends three and a quarter miles of electric railway, into which Mr. Smith has put nearly a half million dollars.

It also includes valuable business property and lots along the proposed railroad that town of the West Shore. For the past few years the immense beds of bituminous rock have been carefully watched by the Southern Pacific people and a few months ago a survey was made by a branch line into the district. At the same time the company's agents carefully inspected Mr. Smith's electric road and power concessions with view of extending them over the line of its survey to the mines.

To Succeed Shafter.

(By Associated Press.)
NEW YORK, April 27.—A dispatch to the Sun from Washington says: A change in the military circles is expected to occur shortly. It is probable that when Major General William H. Shafter retires from active service in October he will be succeeded by General John Brooke in command of the Department of California.

Brooke is nearly 62 years of age, the administration desires to give him as desirable an assignment as possible. It is reported in army circles that Brigadier General James F. Wade, president of the War Department, will not without a command, will succeed General Brooke as governor general of Cuba. General Wade will ultimately become the commanding general of the army.

San Luis Obispo Bonded.

(By Associated Press.)
CINCINNATI, April 27.—Griffith was indicted today. Attendance, 1800. Score: Cincinnati 3, 6 11 2 Chicago 3 6 13 2

Batteries—Taylor and Peitz; Griffith and Donahue.

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Batteries—Taylor and Peitz; Griffith and Donahue.

Disastrous Car Collision.

(By Associated Press.)
CHICAGO, April 27.—Seven women and one child were seriously injured here today in a collision between a State-street cable car and an omnibus. The injured women were Benjamin E. Kings, 11, hurt about the head and back; Baby Ernest, 1 year old, cash on forehead; Mrs. H. E. Cranshaw, child, slightly injured; Mrs. W. H. Thompson, struck on head by trunk piece of omnibus; Mrs. W. H. Miller, struck in the back; Mrs. W. H. Miller, struck in the back. Three others were slightly hurt.

Big Mining Deal.

(By Associated Press.)
COLORADO SPRINGS, April 27.—The Gazette today says: Positive cable dispatches received by the Gazette announce the actual sale of the Independence mine to an English syndicate. The price is \$10,000,000. Mr. Seved, co-operating with the Venture Corporation of London, made the deal, which is the greatest in the history of American mining.

Fictitious Cigar Labels.

(By Associated Press.)
SAN FRANCISCO, April 27.—Ten thousand cigars were seized today by the internal revenue officers because the internal revenue stamps in the boxes were found to be fraudulent. The seizure was made by Collector of Internal Revenue John C. Thomas, and as a result Thomas Rafterly lies on a stretcher at the morgue. A number of laborers came in on the evening train, having been engaged to work on the line of the Mount Whitney road. Company, had a little spare money and set out to have a good time.

He drank freely of whisky and beer and in the course of an hour or so became very drunk. He then went into one of the restaurants and ordered him and eggs, which he attempted to devour. He did not chew his food properly, part of the ham became wedged in the larynx and Rafterly choked to death. The coroner's jury considered the case, as suicide, but returned a verdict of death, as he was not sober.

The Color Line Drawn.

(By Associated Press.)
NEW YORK, April 27.—In the account of the Jefferson dinner by the Chicago platform Democrats in this city on the night of April 13th, the statement was made and telegraphed that colored men were seated at the dinner. When the speaking commenced, a colored man and his son appeared on the platform, and upon this fact was based the statement that colored people were present as guests of the dinner, which the managing committee of the banquet states is not the fact.

A MEDICAL SCHISM.

There Will be Two Medical Societies in Place of One.

(By Associated Press.)
DEL MONTE, April 27.—The main result growing out of the California Medical Societies' convention, which closed here tonight, is a very pronounced expression among more than half of the members for another organization on new and more liberal lines. This feeling has been growing for several years past, reaching a climax after the very bitter fight of last year's convention. At present, the present convention was in the way of the disaffected members of the good faith of the other faction and has resulted in plans, never perfected, which will crystallize into another society within the coming month. The election yesterday of all San Francisco men feel that they have been treated aside and the present movement has their hearty co-operation. The plan is to make the new society representative in point of numbers as well as otherwise, of the medical world of California. The present society has a membership of only 10 per cent of the members of the state. Some of the most prominent physicians in the state are leading the new movement. Today's work of the society was devoted largely to a discussion of surgery, some notable papers being read by leading surgeons. The closing session was held at 5 p. m. the society adjourned sine die.

An elaborate banquet of sixty-six covers at 8 o'clock closed the convention. Mr. Henry M. Sherwood of San Francisco acted as toast master.

Horticultural Board Officers.

(By Associated Press.)
SACRAMENTO, April 27.—At a meeting of the State Board of Horticulture, held in the rooms of the board in the state capital, the following officers were elected: President, Milwood Cooper, Santa Barbara; vice president, Frank H. Baker, Yacerville; treasurer, R. B. Giesler, New Castle; auditor, R. B. Stephens, Sacramento; secretary, B. M. Le Long; quarantine officer, Alexander Craig; clerk, Ella P. Hallahan. A state fruit growers' convention was ordered called to meet at San Jose, December 5th, 6th, 7th and 8th, 1899.

An Excellent Combination.

(By Associated Press.)
The pleasant method and beneficial effects of the new liquid laxative, California Fig Syrup Co., illustrate the value of obtaining the liquid laxative principles of plants known as the figs, and the quality and presenting them in the form most refreshing to the taste and acceptable to the system. It is the one perfect strengthening laxative, cleansing the system, and is especially useful in the treatment of constipation, and is a very fine food preservative in the world.

The Shamrock.

(By Associated Press.)
NEW YORK, April 27.—St. Thomas Lipton has accepted the invitation of the Atlantic Yacht club to make his headquarters at Seguate during his stay in this country. He will be on board the Shamrock in her daily trials off Sandy Hook, and it is thought some, and perhaps all, of his guests will stay at Seguate with him. He will be on board the Shamrock in her daily trials off Sandy Hook, and it is thought some, and perhaps all, of his guests will stay at Seguate with him. He will be on board the Shamrock in her daily trials off Sandy Hook, and it is thought some, and perhaps all, of his guests will stay at Seguate with him.

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Ordered to Cuba.

(By Associated Press.)
NEW YORK, April 27.—A special to the Herald from Washington says: The Tenth United States cavalry, the colored regiment which did such brilliant service in the Santiago campaign, is now garrisoned in the Indian country in Colorado, Arizona and New Mexico, and will be replaced by troops from more numerous country. The regiment has just been ordered here from San Juan Ponce de Leon, where it is no longer necessary and the Seventh Infantry is distributed all over the departments of the east, and the Tenth United States cavalry, the colored regiment which did such brilliant service in the Santiago campaign, is now garrisoned in the Indian country in Colorado, Arizona and New Mexico, and will be replaced by troops from more numerous country. 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